E & P.H (1948) **Department**

Ms **SERIES.**

G.O. No. 2921 P.H

K

Dated 25-8-48

[Despatch Abstract.]

Act. The Madras Registration of B & D Act, 1945 The Madras Act XIV of 1945 Re-enactment papers recorded.

EDUCATION & PUBLIC HEALTH
DEPARTMENT (G2)

Memo.No. 25209-F2/46-3 Public Health d/14.6.46.

The Madras Registration of Births and Deaths Amendment Act, 1945 - Madras Act XIX of 1945.

The attention of the Board of Revenue is invited to Memo. No. 4578-H-20 Public Health dated 19-11-1945 and Memo. No. 4588 F2/45-25 dated the 26th April 1946 on the above subject and it is requested to state.

(i) Whether managers of palantations or their nominees have expressed unwillingness to take up appointment as Registrars of births and deaths in plantations and

(ii) Whether any difficulty is, experienced by the collector by reason of the fact that the Registrars are non-officials and the collector has no disciplinary control over them.

2. It has been suggested that in re-enacting the Act referred to above an opportunity should be taken, for a provision being made for the appointment by the Collector of Government Servants as Registrars and the recovery of the cost from the planters, and that such an arrangements will make for efficiency and connections of the Registras -

The Board is requested to offer remarks on this suggestion.

(Sd) .....

15-6-46.

To
The Board of Revenue.

/True Copy/

Superintendent

SP/22-5- Madras Record Office.

VR 25/5

GOVERNMENT OF MADRAS.

SUBJECT.

THE MADRAS REGISTRATION OF BIRTHS AND DEATHS - Amendment Act 1945 - Madras Act XIX of 1945 - Report submitted.

Ref. No.F.2294/46-11.
REVENUE DEPARTMENT.

Station: Madras. Dated: 18th April 1947.

From
C.A. Ramakrishnan Esq., I.C.S.,
Joint Secretary, Board of Revenue.

Sir Gerald Priestley K.C.I.E., I.C.S.,
Commissioner of Land Revenue and Irrigation.

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Read the following:
From the Government, Education and Public Health, Memo.No. 25209-F2/46-2 dated 14-6-1946.

REFERENCE:

With reference to the Government Memo and read above, the Board submits that it consulted the Collectors of South Kanara, Coimbatore, Malabar, Salem Nilgiris and Madura on the subject and their reports show:--

(i) that none of the managers of the plantations expressed unwillingness to be Registrars of Births and Deaths except two managers of plantations in the South Kanara district and that in those places the headmen of the villages have been authorised to do the work of the Registrar of Births and Deaths.

(ii) that no difficulty is experienced by the Collectors by reason of the fact that the registrars are non-officials and they have no disciplinary control over them.

(iii) that is however necessary and desirable to make provision in the Act for the appointment by the Collector of Government servants as Registrars and for the recovery of the cost from the planters so that the powers can be used when necessary.

The Board agrees with the views expressed in item (iii) above and recommends that necessary provision may be made in the Act.

Sd/- .....

for Joint Secretary.

To
The Secretary to Government,
Education and Public Health Department, MADRAS.

(TRUE COPY)

SP/25.5.

MEMORANDUM.

EDUCATION & PUBLIC HEALTH DEPARTMENT (F2)

Sub:- The Madras Registration of Births and Deaths (Amendment) Act, 1945 - The Madras Act XIV of 1945 - Re-enactment.

The Royal Commission on Labour recommended that in the case of plantations, the managers hereof should be required to maintain registers of births and deaths. The Government accepted this recommendation and considered it necessary to amend the Madras Registration of Births and Deaths Act 1899 (Madras Act III of 1899) to give effect to it. A Bill was accordingly prepared for this purpose and published for criticism. After considering the objections and suggestions received, His Excellency the Governor enacted the Madras Registration of Births and Deaths (Amendment) Act, 1945.

2. The Amending Act defines the term "Plantation" and provides for treating a 'Plantation' as a separate unit for the purpose of the main Act, namely, the appointment of Registrars of Births and Deaths. Under the amended Act, it is open to Collectors to appoint managers of plantations or their nominees as Registrars under the main Act. Provision has also been made for the imposition of a penalty not exceeding Rs. 25/- on any person who, having been appointed Registrar, neglects to perform his duties. It has also been made clear that on payment of the fees specified, a person may cause the register of births and deaths to be searched and an extract thereof sent to him by post.

3. This Act, like other Acts passed during the section 93 situation, will cease to be in force on the 30th April 1948, unless it is re-enacted. As the reasons for which the Act was passed still hold good, it is suggested that it may be re-enacted permanently. It is also suggested that we may avail ourselves of the opportunity to make provision in the main Act for the appointment, whenever necessary, of Government servants as Registrars by Collectors, and for the recovery from the planters of the cost incurred by reason of such appointment.

4. Orders are requested as to whether the Act may be re-enacted permanently with the modification suggested above.

5. The Legal Department advises that the legislation falls within the scope of Entry 14 of the Provincial Legislative List viz. "Registration of births and deaths" and is intra vires the Provincial Legislature.

Sd/- .....

19.6.47.

(TRUE COPY)

SUPERINTENDENT

Madras Record Office.

SP/25.5.

VR
25/5.

GOVERNMENT OF MADRAS.

SUBJECT.

THE MADRAS REGISTRATION OF BIRTHS AND DEATHS - Amendment Act 1945 - Madras Act XIX of 1945 - Report submitted.

Ref. No.F.2294/46-11.
REVENUE DEPARTMENT.

Station: Madras. Dated: 18th April 1947.

From
C.A. Ramakrishnan Esq., I.C.S.,
Joint Secretary, Board of Revenue.

Sir Gerald Priestley K.C.I.E., I.C.S.,
Commissioner of Land Revenue and Irrigation.

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From the Government, Education and Public Health, Memo.No. 25209-F2/46-3 dated 14-6-1946. Read the following:

REFERENCE:

With reference to the Government Memo and read above, the Board submits that it consulted the Collectors of South Kanara, Coimbatore, Malabar, Salem Nilgiris and Madura on the subject and their reports show:--

(i) that none of the managers of the plantations expressed unwillingness to be Registrars of Births and Deaths except two managers of plantations in the South Kanara district and that in those places the headmen of the villages have been authorised to do the work of the Registrar of Births and Deaths.

(ii) that no difficulty is experienced by the Collectors by reason of the fact that the registrars are non-officials and they have no disciplinary control over them.

(iii) that is however necessary and desirable to make provision in the Act for the appointment by the Collector of Government servants as Registrars and for the recovery of the cost from the planters so that the powers can be used when necessary.

The Board agrees with the views expressed in item (iii) above and recommends that necessary provision may be made in the Act.

Sd/- .....

for Joint Secretary.

To
The Secretary to Government,
Education and Public Health Department, M A D R A S.

(TRUE COPY)

SP/25.5.

Legal Department.

The Madras Registrarion of Births and Deaths (Amendments) Act, 1945 (Madras Act, to XIX of 1945) has been permanently reenacted with specified modifications - please see the second schedule to the Madras Act VIII of 1948.

This may be returned to Education and Public Health.

Sd/- x x x x
16.8.1948.

Education and Public Health.

The papers may be Recorded.

G.O. Ms. No. 2991 Dated 25-8-1948.

ABSTRACT:

Act - The Madras Registration of Births and Deaths Act, 1945 - the Madras Act XIV of 1945 - Re-enactment Papers Recorded.

/True Copy/

SUPERINTENDENT
Madras Record Office

SP/8.8.